

**ROSEBUD SIOUX TRIBAL COUNCIL
MEETING MINUTES
JANUARY 20, 2004**

Chairman Charles Colombe called the meeting to order at 10:14 a.m. Roll call was taken with thirteen (13) council representatives answering thereby constituting a quorum.

They were as follows:

Eddie Farmer	Rick Young	Willard Henry
Patsy Valandra	Darlene Metcalf	Marion Young One Star
Robert Becker	Robert Shot	Rodney Bordeaux
Lenard Wright	Ken LaDeaux	Russell Eagle Bear
Glen Quick Bear		

Council representatives entering after roll call:

Heather Burnette	Wayne Boyd	Jo Colombe
Darrell Marcus	Cliff Chasing Hawk	

Council representatives who were absent:

Darrell Herman	Steve Denoyer Jr.
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Other officers present: Vice Chairman Norman Wilosn, Secretary Gerri Night Pipe, Treasurer James Wike and Sergeant At Arms Glen Yellow Eagle.

INVOCATION - Russell Eagle Bear gave the invocation.

AGENDA APPROVAL - Motion by Rodney Bordeaux to approve the agenda. Seconded by Patsy Valandra. Questioned by Rick Young. Vote: 13 for, 0 opposed, 02 not voting. MOTION CARRIED

CASINO REPORT - Acting General Manager Adrian Mirabueno gave the following report:

- Total revenue for the month was \$1,089,519.00 which is \$25K less than plan but it exceeded last year's revenue by more than \$72K. With aggressive cost controls, the profit for the month of \$441,862.00 exceeded plan by more than \$16K.
- After providing for equity reserves of \$33K and loan payments of \$174K to Wells Fargo, the net payment to the Tribe for the month was \$234,394.00. The payment was slightly less than plan, however total payments to the Tribe so far this fiscal year, is still \$200K ahead of plan.

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- The slots for the month at \$880K was about \$55K less than plan, other revenue streams did well, however; table games with revenue in excess of \$63K, which exceeded budget by more than \$9K. The restaurant also did well with total revenues of \$41.7K compared to budget of \$41.9K. The Bar with total revenues of \$17.7K was off budget by more than \$7K. Café sales of \$17.1K was also plan by more than \$2.2K. Overall these other revenue streams more than made up for the shortfall in slot revenues.
- The new slot accounting system is now operational, it went online as of December 16, 2003. With the new system, all slot meter readings which used to be done manually are now fully automated.
- We also installed a new Key Control System which automatically tracks all access to keys in use at the casino using finger print and personal identification number.
- We recently hired a network administer for the first time. Finding a qualified person willing to relocate to this area took several months. The new employees will start February 02, 2004. The employee will administer our slot accounting system and our two network systems, each separately running on Novell and Windows 2000.

ROSEBUD CASINO & QUALITY INN AUDIT - Tim Odell, representative from the auditing firm of Joseph Eve was given the floor to address the motel audit.

Motion by Eddie Farmer to approve the Financial Statements and Related Auditor's Report for the Rosebud Casino Quality Inn for the years ended September 30, 2003 and 2002. Seconded by Patsy Valandra. Questioned by Rick Young. Vote: 13 for, 0 opposed, 02 not voting. MOTION CARRIED

Mr. Odell went over their Rosebud Casino Quality Inn Report to Management and reportable conditions for the year ended September 30, 2003.

Tim Odell addressed the Rosebud Casino Financial Statements and Related Auditors Report.

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Motion by Jo Colombe to approve the Rosebud Casio Financial Statements and Related Auditors Report for the years ended September 30, 2003 and 2002. Seconded by Rodney Bordeaux. Questioned by Ken LaDeaux. Vote: 15 for, 0 opposed, 03 not voting. MOTION CARRIED

Mr. Odell went through the Rosebud Casino Report on Compliance with the National Indian Gaming Commission, 25 CFR, Part 542, Minimum Internal Control Standards and Report to Management for the year ended September 30, 2003.

Motion by Russell Eagle Bear to approve the Rosebud Casino Minimum Internal Controls and Report to Management. Seconded by Rodney Bordeaux. Questioned by Ken LaDeaux. Vote: 15 for, 0 opposed, 02 not voting. MOTION CARRIED

Chairman Colombe stated for the record that these reports will be sent to the National Indian Gaming Commission by the auditors.

LUNCH BREAK AT 12:22 P.M./BACK INTO SESSION AT 1:50 P.M.

Motion by Rodney Bordeaux to approve the Rosebud Casino Quality Inn Report to Management for the year ended September 30, 2003; and to ask the management to include their response to the findings in the audit. Seconded by Jo Colombe. Questioned by Robert Becker. Vote: 14 for, 0 opposed, 05 not voting. MOTION CARRIED

Wayne Boyd reported that Adrian Mirabueno came to the Budget & Finance Committee and requested the approval to purchase for the casino totaling \$230,292.00.

Motion by Wayne Boyd to authorize the expenditures for the casino at the recommendation of the Budget & Finance Committee. Seconded by Rodney Bordeaux. Questioned by Russell Eagle Bear. Vote: 15 for, 0 opposed, 04 not voting. MOTION CARRIED

Motion by Rodney Bordeaux that we authorize the casino management along with the administration and the Budget &

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Finance Committee to begin the process to incorporate the casino consistent with the RST Law & Order Code, Title 14, Chapter 04, Tribal Entities and to bring the total documents to the council for review and approval. Seconded by Russell Eagle Bear. Questioned by Ken LaDeaux. Vote: 16 for, 0 opposed, 03 not voting. MOTION CARRIED

Chairman Colombe presented a resolution and executive summary; and requested the Tribal Secretary to read the executive summary in regards to a proposed events center at the casino. After reading of the summary, the council discussed the events center, truck stop and other possible expansion at the casino.

Motion by Eddie Farmer to present Resolution 2004-01 as emergency legislation. Seconded by Jo Colombe.

Motion by Lenard Wright to table (04-01) and take it back to the communities. Seconded by Marion Young One Star. Vote: 05 for, 05 opposed, 09 not voting. Chairman Colombe broke the tied vote and voted opposed of the motion. MOTION DEFEATED

Willard Henry called for the question on the motion to present Resolution 2004-01 as emergency legislation. Vote: 13 for, 01 opposed, 05 not voting. MOTION CARRIED

HOTEL REPORT - Acting Hotel Manager Barbara Hammond gave the following report:

- The shotgun promotion was won by George Connley of Tampa, FL. We drew on December 29, 2003. The prize included a Remington 12-gauge shotgun, 2 nights lodging, free prime rib and a free guide. Approximately 400 guests registered for the drawing.
- We have had a good response from "Stay and Play" package for \$49.99.
- Our Valentine's promotion includes a double occupancy room, prime rib buffet, concert tickets for Colin Ray, champagne, flowers and a breakfast buffet for \$140.00. Guests would be able to stay the second night for \$49.99.

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- Out room revenue was \$38,786.49. Last year's December revenue was \$39,187.67. Our net loss was \$(25,237.58). December of 2003 net loss was \$(24,916.10).
- The occupancy rate for December of 2003 was 37%.

GENERAL MANAGER POSITION - Motion by Heather Burnette to advertise the Casino General Manager position. Seconded by Rodney Bordeaux. Vote: 16 for, 0 opposed, 03 not voting. MOTION CARRIED

LAW ENFORCEMENT SERVICES/JDC - BIA Superintendent Joann Young introduced Richard Armstrong, Special Agent from Aberdeen. Mr. Armstrong introduced Bill McClure, Elmer Four Dance and Festus Fisher.

Bill McClure who oversees Detention for the BIA Central Office in Albuquerque, addressed the council on the Juvenile Detention Center facility. Their primary focus was to come here to see what has been done at the facility. He has been working with JDC Administrator Patricia Broken Leg Brill and did go out there and toured the facility. What they are looking for in those facilities is right here in Rosebud. They feel that Rosebud's facility is the best facility so far. Discussion with the council on the facility and the need for funding for operation and maintenance.

Richard Armstrong and Elmer Four Dance who are a part of the team that is doing the review at the police department. They aren't done with the review yet. They feel there was such an emotional concern from the community members that they don't want to leave without giving them all a chance to be heard.

Mr. Armstrong stated that there is no accountability in the CI Division. There is no oversight and managerial capability. All a lead CI can do is supervisory provision. There is a lack of case reports, narratives and synopsis of a case. They have case files missing and need accountability for the missing files.

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Lengthy discussion followed with the council and Tribal members on the problems at the police department, lack of funding, drug and violence problems in the communities and how to address them.


Motion by Russell Eagle Bear to direct our local law enforcement to prioritize the drug issue here on the Rosebud and to utilize with all other law enforcement agencies as deemed necessary. Seconded by Darlene Metcalf. Questioned by Ken LaDeaux. Vote: 15 for, 01 opposed, 03 not voting. MOTION CARRIED

Continued discussion on the drug problems and the dangers of the meth labs.

ADJOURNMENT - Motion by Robert Becker to adjourn the meeting. Seconded by Patsy Valandra. Vote: 14 for, 01 opposed, 04 not voting. MOTION CARRIED

Chairman Colombe adjourned the meeting at 5:50 p.m.

ATTEST:


Gerri Night Pipe, Secretary
Rosebud Sioux Tribe